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**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

**RANDY YORDY,**  
**Plaintiff**

**v.**

**SCOTT BROWN, PAUL EVANKO,**  
**BERON F. STEAGER, AND BARRY L.**  
**BRINSER, et al.,**  
**Defendants**

:  
:  
: **No. 1:01-CV-0206**  
:  
: **(Judge Kane)**

**DEFENDANT EVANKO'S MOTION  
FOR SUMMARY JUDGMENT**

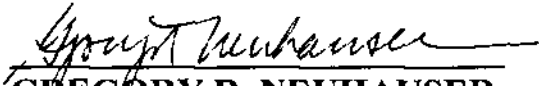
Pursuant to Rule 56 of the Federal Rules of Civil Procedure,  
Defendant Paul Evanko, by his attorneys, moves the Court to enter summary  
judgment in his favor on the grounds that material facts are not in dispute with  
respect to plaintiff's claim against moving defendant and he is entitled to judgment  
as a matter of law thereon.

This motion is supported by the accompanying statement of material facts,  
exhibits in support and memorandum of law.

WHEREFORE, summary judgment should be entered in favor of defendant Paul Evanko.

Respectfully submitted,

**D. MICHAEL FISHER**  
Attorney General

By:   
**GREGORY R. NEUHAUSER**  
Senior Deputy Attorney General

**SUSAN J. FORNEY**  
Chief Deputy Attorney General  
Chief, Litigation Section

**OFFICE OF ATTORNEY GENERAL**  
15th Floor, Strawberry Square  
Harrisburg, PA 17120  
717-787-8106

**DATE: November 27, 2002**

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

**RANDY YORDY,**  
**Plaintiff**

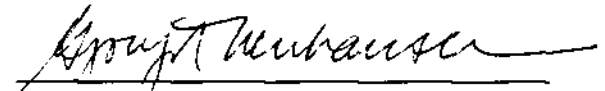
**v.**

**SCOTT BROWN, PAUL EVANKO,**  
**BERON F. STEAGER, AND BARRY L.**  
**BRINSER, et al.,**  
**Defendants**

**:**  
**:**  
**:** **No. 1:01-CV-0206**  
**:**  
**:** **(Judge Kane)**  
**:**

**CERTIFICATE OF NONCONCURRENCE**

Gregory R. Neuhauser, Senior Deputy Attorney General, hereby certifies  
that concurrence in the foregoing motion was sought but not obtained from  
counsel for plaintiff, Spero T. Lappas, Esquire.

  
**GREGORY R. NEUHAUSER**  
**Senior Deputy Attorney General**

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

**RANDY YORDY,**  
**Plaintiff**

V.


**SCOTT BROWN, PAUL EVANKO, :  
BERON F. STEAGER, AND BARRY L. :  
BRINSER, et al., :  
Defendants :**

:  
 :  
 : **No. 1:01-CV-0206**  
 :  
 : **(Judge Kane)**

## CERTIFICATE OF SERVICE

I, **GREGORY R. NEUHAUSER**, Senior Deputy Attorney General  
for the Commonwealth of Pennsylvania, Office of Attorney General, hereby  
certify that on **November 27, 2002**, I caused to be served a true and correct copy  
of the foregoing document **Defendant Evanko's Motion for Summary  
Judgment**, by depositing it in the United States mail, first-class postage prepaid to  
the following:

Spero T. Lappas, Esquire  
Serratelli, Schiffman, Brown & Calhoon, P.C.  
2080 Linglestown Road, Suite 201  
Harrisburg, PA 17110

  
**GREGORY R. NEUHAUSER**  
 Senior Deputy Attorney General